

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**May 14, 1998**

DIVISION ONE

B114260     Stevenson v. Stevenson  
B115200     Stevenson v. Stevenson

Filed order consolidating above captioned appeals.

DIVISION FOUR

Court convened at 9:00 A.M.

Present: Vogel (C.S.), P.J., Epstein, J., Hastings, J., and V. Guzman, Deputy Clerk.

B111861     People  
                 v.  
                 Perez and Alvarado

Merits:  
Argued by Barbara Springer Perry for appellant Perez and by Michael A. Katz, deputy attorney general for respondent. Cause submitted.

B112536     Smith  
                 v.  
                 Smith

Merits:  
Argued by Thomas C. Brayton for appellant and by Kenneth S. Davis for respondent. Cause submitted.

DIVISION FOUR (Continued)

B119338 Clara T.  
v.  
Superior Court, Los Angeles  
(Department of Children and Family Services, r.p.i.)

Merits:  
Argued by Rich Pfeiffer for petitioner and by Amy N. Carter, deputy  
county counsel for real party in interest. Cause submitted.

B118628 Gambill and Charles  
v.  
Superior Court, Los Angeles  
(Schureman, r.p.i.)

Merits:  
Argued by Linda Thornton for petitioner and by Jamie E. Walters for real  
party in interest. Cause submitted.

Court in recess.

The Court reconvened at 2:00 P.M.

Present: Vogel (C.S.), P.J., Epstein, J., Hastings, J., and V. Guzman, Deputy Clerk.

B107455 Davoudgoleh  
v.  
Rashti

Merits:  
Argued by David A. Cohn for appellant and argument waived by  
respondent. Cause submitted.

DIVISION FOUR (Continued)

B103661 Lazarus  
v.  
Titmus, et al.

Merits:  
Argued by Leslie S. McAfee for appellant and by John C. Doyle for respondents. Cause submitted.

B114367 Fagnoli  
v.  
Ziffren, et al.

Merits:  
Argued by Ronald C. Stock for appellant and by Gregory J. Aldisert for respondents. Cause submitted.

Each of the following:

B113591 People v. Stevens  
B114206 People v. Morgan and Ortega  
B111780 People v. Sharp  
B110511 People v. Coleman  
B114633 People v. Villanueva  
B114930 People v. Convers  
B108861 People v. Pugh  
B111149 People v. Ware  
B119022 Ronald C. v. Superior Court (D.C.F.S., rpi)  
B114089 Dept. of Children and Family Services v. Rita B.  
B111479 Dept. of Children and Family Services v. Rod E. and Elizabeth E.  
B118377 Johnson v. W.C.A.B., T.H. Likens & Sons

Argument waived, cause submitted.

Court adjourned.

May 14, 1998-Continued

DIVISION FIVE

B115989      People                                  (Not for Publication)  
v.  
Rhonda Jean Fletcher

The judgment is affirmed.

Grignon, Acting P.J.

We concur:    Armstrong, J.  
                          Godoy Perez, J.

[illegible]

The judgment is affirmed.

Grignon, Acting P.J.

We concur:    Armstrong, J.  
                         Godoy Perez, J.

B113963 Cecilia Milagros Cordero-Shaw (Not for Publication)  
v.  
Christopher Von Dippe et al.

The judgment is affirmed.

Grignon, J.

We concur:   Turner, P.J.  
                      Armstrong, J.

DIVISION FIVE (Continued)

B117088      Jonathan Alexander Shaw      (Not for Publication)

v.

Lawrence M. Schulner

Appeal dismissed as moot. Attorney Schulner is to recover his costs on appeal.

Grignon, J.

We concur:    Turner, P.J.  
                  Armstrong, J.

B117131      People      (Not for Publication)

v.

Alex Umana

The judgment is affirmed.

Grignon, Acting P.J.

We concur:    Armstrong, J.  
                  Godoy Perez, J.

B111814      Thanh Van Nguyen      (Not for Publication)

v.

Raging Waters Group, Inc.

The order striking Raging Waters's memorandum of costs and denying the motion for expert witness fee is reversed. The matter is remanded for further proceedings with respect to Raging Waters's memorandum of costs. Appellant Raging Waters Group, Inc. is awarded its costs on appeal.

Grignon, J.

We concur:    Turner, P.J.  
                  Armstrong, J.

DIVISION FIVE (Continued)

B107216      Tanya Davis, et al.      (Not for Publication)

v.

Paramount Pictures Corporation et al.

The appeal from the order denying the motion for reconsideration is dismissed. The judgment is affirmed. Respondents Paramount Pictures Corp., Stuart Bessner, Dixie Capp, Peter Chesney, Wes Craven, Marianne Maddelena, Eddie Murphy, Ray Murphy, Jr., Paul Ripley, Lynn Walker, and Alan Oliney are awarded their costs on appeal.

Grignon, J.

We concur:    Turner, P.J.  
                  Armstrong, J.

B114793      People      (Not for Publication)

v.

Corey B.

The judgment is affirmed.

Godoy Perez, J.

We concur:    Turner, P.J.  
                  Grignon, J.

B108022      J. H. McCormick Inc.      (Not for Publication)

v.

Warner Village III Condominium Assoc. Inc.

The judgment is reversed and the matter is remanded for further proceedings consistent with this opinion. Each party to bear its own costs on appeal.

Godoy Perez, J.

We concur:    Turner, P.J.  
                  Grignon, J.

DIVISION SIX

Court convened at 9:00 A.M.

Present: Stone, P.J., Gilbert, J., Yegan, J., Coffee, J., and G. Bents, Deputy Clerk.

B115961     Santa Barbara Co. Child Protective Services  
                 v.  
                 Robert S.

Argument waived, cause submitted.

B116107     Aguilera  
                 v.  
                 Bouvet

Merits:

Argued by Steven A. Debbas for appellant and by Gabriele Mezger-Lashly for respondent. Cause submitted.

Yegan, J. leaves the bench at 9:23 A.M.

B115398     Andrews  
                 v.  
                 Beach House

Merits:

Argued by Joel A. Ungar for appellant and by Charles L. Carson for respondent. Cause submitted.

B115171     Bulgin  
                 v.  
                 Veterinary Medical Board

Merits:

Argued by Edward H. Ochoa, Deputy Attorney General, for appellant and by Wendy C. Lascher for respondent. The court allows appellant 7 days to serve and file a supplemental letter brief and respondent 7 days to respond by letter brief. Cause submitted.

DIVISION SIX (Continued)

B107512     Timm  
                 v.  
                 Franchise Tax Board

Merits:  
Argued by Philip W. Marking for appellant and by Thomas G. Heller,  
Deputy Attorney General, for respondent. Cause submitted.

Court recessed.

Court reconvened at 10:25 A.M.

Present: Stone, P.J., Yegan, J., Coffee, J., and G. Bents, Deputy Clerk.

B114053     Marriage  
                 of  
                 Williams

Merits:  
Argued by Pacita Garingo Williams, appellant appearing in propria persona.  
Respondent waived argument pursuant to Rule 17(b), Calif. Rules of Court.  
Cause submitted.

Court recessed at 10:28 A.M.

Court reconvened at 1:30 P.M.

Present: Stone, P.J., Gilbert, J., Yegan, J., Coffee, J., and G. Bents, Deputy Clerk.

Each of the following:

B113733 People v. Miller  
B115113 People v. Brown-Mere  
B115474 People v. Allen  
B116240 People v. Walker

Argument waived, cause submitted.

DIVISION SIX (Continued)

B108605     People  
              v.  
              Herrera

Merits:

Argued by Jean F. Matulis for appellant and by Kyle S. Brodie, Deputy Attorney General, for respondent. Cause submitted.

B111909     People  
              v.  
              Hubbard

Merits:

Argued by Cara DeVito for appellant and by David L. Polsky, Deputy Attorney General, for respondent via video conference. Cause submitted.

Yegan, J. leaves the bench at 2:00 P.M.

B114344     People  
              v.  
              Hotchkiss

Merits:

Argued by Rudy Kraft for appellant and by RuthWei, Deputy Attorney General, for respondent via video conference. Cause submitted.

Court adjourned at 2:20 P.M.

## DIVISION SEVEN

B099630      People                                  (Not for Publication)  
v.  
Clark and Robey

Clark's and Robey's convictions of second degree robbery are reversed. The judgments are affirmed in every other respect.

Johnson, J.

We concur: Lillie, P.J.  
Neal, J.

B107701 People v. Ayala (Not for Publication)  
B116858 In re Ayala on Habeas Corpus

The judgment is affirmed and the case is remanded for resentencing with respect to the Penal Code section 667.5, subdivision (b) enhancement only. Petition for writ of habeas corpus is denied.

Neal, J.

We concur: Lillie, P.J.  
Woods, J.

B116813      In re Victor S., a minor      (Certified for Publication)  
 Los County Department of Children and Family Services  
 v.  
 Superior Court, Los Angeles County  
 (Juan and Rosa S., r.p.i.'s)

Let a writ of mandate issue directing the trial court to vacate its order permitting unmonitored visits, and to hold a new modification hearing, with updated expert opinions or reports, at which the propriety of unmonitored visits is determined only after a thorough presentation and consideration of substantial, competent evidence.

Neal, J.

We concur:   Johnson, Acting P.J.  
                      Woods, J.